THE HONOURABLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.No. 13124 of 1998
Date: 14-03-2007

Between:
Andhra Pradesh Real Estate Developers Association,
Banjara Hills, Hyderabad, rep. by it's president, Colonel N. Ranga Rao (Retd).

Petitioner

And

The Government of Andhra Pradesh,
rep. by it's Principal Secretary, Hyderabad and another

Respondents

THE HONOURABLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.No.13124 of 1998

ORDER:

1. This writ petition has been instituted seeking a declaration that the Hyderabad Urban Development Authority shall not collect amount of Rs.40,000/- per hectare towards development of land and Rs.10/- per square metre in case of development of the building under any head.

2. This writ petition has been instituted on 30-04-1998. Unfortunately, the writ petitioner has not noticed the fact that Section 28 of the Andhra Pradesh Urban Areas (Development) Act, 1975 has suffered an amendment duly incorporating a new proviso authorizing the Urban Areas Development Authorities to levy at different rates the development charges. In this view of the matter, the issue ventilated in the writ petition is devoid of any substance or merit as the impugned levy is authorized by the statute itself and the provision of the statute is not under challenge. Hence, the writ petition is dismissed, but however without costs.

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NOOTY RAMAMOHANA RAO,J

14-03-2007
Stp